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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re RIPPLE LABS INC. LITIGATION,

Case No. 4:18-cv-06753-PJH

This Document Relates to:

ALL ACTIONS

**LEAD PLAINTIFF'S STATEMENT IN  
SUPPORT OF SEALING MATERIALS  
IDENTIFIED IN DEFENDANTS'  
ADMINISTRATIVE MOTION TO  
CONSIDER WHETHER ANOTHER  
PARTY'S MATERIALS SHOULD BE  
SEALED (ECF NO. 200)**

(Civil L.R. 79-5)

Judge: Hon. Phyllis J. Hamilton

1  
2 Pursuant to Northern District of California Civil Local Rules 7-11, 79-5(c), 79-5(f), and  
3 this Court's Standing Order, Plaintiff Bradley Sostack ("Plaintiff") respectfully submits this  
4 statement and declaration in response to Defendants' Administrative Motion to Consider Whether  
5 Another Party's Materials Should be Sealed (ECF No. 200). Plaintiff seeks an order sealing  
6 portions of Defendants' Opposition to Lead Plaintiff's Motion for Class Certification filed on  
7 February 2, 2023, and Exhibits 6 and 8 to the Strong Declaration in support thereof, as those  
8 materials contain numerous references to Plaintiff's confidential financial affairs.

9 The excerpts of the transcript of Mr. Sostack's deposition included in Exhibit 6 contain  
10 numerous references to Plaintiff's private financial affairs, including information regarding a  
11 limited liability company created by Plaintiff, Plaintiff's ownership of various digital assets,  
12 Plaintiff's use of wallets to store digital assets, and specific transactions in various digital assets.  
13 Declaration of James Taylor-Copeland ("Taylor-Copeland Decl."), ¶ 4. These excerpts overlap  
14 largely with excerpts of the same deposition which this Court sealed in a January 26, 2023 Order.  
15 ECF No. 196. Exhibit 6 also contains detailed information regarding Mr. Sostack and his family's  
16 private living arrangements.

17 Exhibit 8 contains Plaintiff's detailed trading records and know-your-customer information  
18 on the Poloniex exchange. The trading records reflect Plaintiff's "confidential financial affairs,"  
19 including the timing of Plaintiff's deposits and purchases of both XRP and various other digital  
20 assets. *See* Taylor-Copeland Decl. at ¶ 5. The Court sealed references to these same records in its  
21 January 26, 2023 Order. Exhibit 8 also contains extremely sensitive personally identifiable  
22 information, including a photocopy of Plaintiff's passport and a record of all IP addresses used to  
23 access the Poloniex exchange. *Id.*

24 The redacted portions of Defendants' Opposition to Class Certification similarly contain  
25 contain detailed references to (a) Plaintiff's trading records on the Poloniex exchange and (b)  
26 excerpts of the transcript of Plaintiff's deposition. As laid out above, both the trading records and  
27 references to the deposition transcript reflect Plaintiff's confidential financial information. *Id.* at  
28 ¶ 6.

“It has been well established that the rights of privacy extend to one's confidential financial affairs.” *Christensen-Thorson v. E\*TRADE Fin. Corp.*, 2006 WL 8431340, at \*3 (N.D. Cal. July 11, 2006); *see also Ryan v. Editions Ltd. W., Inc.*, 2007 WL 2348724, at \*3 (N.D. Cal. Aug. 14, 2007) (“Private financial records are normally entitled to privacy protections.”); *Valley Bank of Nevada v. Superior Ct.*, 15 Cal. 3d 652, 656 (1975) (“right of privacy extends to one’s confidential financial affairs.”).

If these documents are not properly sealed, Plaintiff’s personal and private financial records will become part of the public record, thereby eviscerating Plaintiff’s privacy and potentially exposing him to harassment and/or identity theft. Taylor-Copeland Decl. at ¶ 6. There is thus no less restrictive alternative to sealing that will protect Plaintiff’s privacy in his confidential financial affairs. Plaintiff therefore respectfully requests that the Court seal the following materials.

Documents to be Sealed	Portions to Be Sealed
Defendants’ Opposition to Class Certification	<ul style="list-style-type: none"> <li>Page 7, lines 3-7.</li> <li>Page 18, lines 7-10.</li> <li>Page 18, fn. 15.</li> </ul>
Ex. 6, Excerpts of Sostack Deposition Transcript	Entirety of document
Ex. 8, Plaintiff’s Poloniex Trading Records and Know-You-Customer Information	Entirety of document

Dated: February 10, 2023

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 10, 2023, I electronically filed the foregoing document with the clerk of the Court and served counsel of record via the CM/ECF system.

/s/ Nicholas N. Spear